

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: See Attached Schedule A  
Application No./Patent No.: See Attached Schedule A Filed/Issue Date: See Attached Schedule A  
Titled: See Attached Schedule A

Encore Medical Asset Corporation, a corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest in;  
2. ☐ an assignee of less than the entire right, title, and interest in  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %); or  
3. ☐ an assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made)  
the patent application/patent identified above by virtue of either:  
A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was  
recorded in the United States Patent and Trademark Office at Reel See Attached Schedule A,  
Frame See Attached Schedule A, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.  
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.  
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet(s).

- ☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the  
assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment  
Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Donald M. Roberts  
Signature  
Donald M. Roberts  
Printed or Typed Name  
Exec VP  
Title

6/13/07  
Date  
\_\_\_\_\_  
Telephone Number

Schedule A

Attorney Docket No.:		ACIZ-357-101	
Applicants:		Darin Trees	
Application No.:		10/695,117	
Filed:		October 28, 2003	
Title: THERAPEUTIC EXERCISE DEVICE			
Patent No.:		Granted:	
Assignor:		Darin Trees	
Assignee:		Encore Medical Asset Corporation	
Recordation Date:		December 9, 2003	Reel: 014783    Frame(s): 0628